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Attorney Docket No.: 19374-504 (GND-4)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Sean Farmer
ASSIGNEE: Ganeden Biotech, Inc.
SERIAL NUMBER: 09/369,016 EXAMINER: D. Nikodem
FILING DATE: August 5, 1999 ART UNIT: 1633
FOR: METHODS FOR INCREASING THE SOLUBILITY OF ESSENTIAL
VITAMINS & MINERALS IN MAMMALS USING PROBIOTIC LACTIC ACID-
PRODUCING BACTERIA, SYSTEMS, AND COMPOSITIONS

June 9, 2000
Boston, Massachusetts

BOX IDS

Assistant Commissioner for Patents
Washington, D.C. 20231

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicant hereby makes of record the documents listed below and on the attached modified, Supplemental Form PTO-1449 (submitted in duplicate) in the above-identified application, copies of which are submitted herewith. The order of presentation of the references should not be construed as an indication of the importance of the references.

U.S. Patent Documents:

<u>U.S. Patent Document No.</u>	<u>Issue Date</u>	<u>Name of Applicant(s)</u>
5,785,990	07/28/98	Farmer

Foreign Patent Documents:

<u>Patent Document No.</u>	<u>Name of Applicant(s)</u>	<u>Date of Publication</u>
WO 98/54982	Farmer & Mikhail	December 10, 1998
DE 41 32 296	Hölzel	December 17, 1992

Other Prior Art – Non Patent Literature Documents:

Oyarzabal, *et al.*, 1995. *In vitro* fructooligosaccharide utilization and inhibition of *Salmonella* spp. By selected bacteria. *Poultry Science* 74(9): 1418-1425.

06/14/2000 EMMHND 00000077 09369016 240.00 OP
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This Supplemental Information Disclosure Statement is being filed more than three months after the filing date of this application and after the mailing date of the first Office Action, but before the mailing date of either a final action under 37 C.F.R. §1.113 or a Notice of Allowance under 37 C.F.R. §1.311.

- ☒ The fee of \$240 as set forth in 37 C.F.R. §1.17(p) is enclosed.
- ☐ The Applicant hereby certifies, as specified in 37 C.F.R. §1.97(e), that:
(Check a or b below)
- ☐ a. Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign Patent Office in a counterpart for this application not more than three months prior to the filing of this Statement.
- ☐ b. No item of Information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart for this application or, to the knowledge of the undersigned after making reasonable inquiry, was known to any individual designated in 37 C.F.R. §1.56(c) more than three months prior to the filing of this Statement.

Accordingly, no fee or certification is required. 37 C.F.R. §1.97.

A copy of each of the above-identified information is enclosed unless otherwise indicated on the attached modified, Supplemental Form PTO-1449. It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and signs the enclosed Supplemental Form PTO-1449 to evidence that the cited information has been fully considered by the PATENT AND TRADEMARK OFFICE during the examination of this application.

By submitting this Supplemental Information Disclosure Statement, the Applicant makes no representation that: (1) a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested. Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311 (Reference No. 19374-504; GND-4).

Respectfully submitted,



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